

Amendment No. 4 to HB2289

Cobb C
Signature of Sponsor

AMEND Senate Bill No. 2239

House Bill No. 2289*

by inserting the following language as a new subdivision (1) in § 56-2-125(a) in Section 3 and by redesignating the current subdivisions (1), (2), (3), (4), and (5) in subsection (a) as subdivisions (2), (3), (4), (5), and (6), respectively:

(1) "All payer claims database" means a database comprised of health insurance issuer and group health plan claims information that excludes the data elements in 45 C.F.R. § 164.514(e)(2);

AND FURTHER AMEND by inserting the following language as a new subdivision (10) in § 56-2-125(c) in Section 3:

(10) The committee shall terminate on June 30, 2011, pursuant to § 4-29-232(b). The committee may be continued, reestablished or restructured in accordance with title 4, chapter 29.

AND FURTHER AMEND by deleting § 56-2-125(e) in Section 3 and by substituting instead the following language:

(e) The all payer claims database shall contain unique health care provider identifiers that may be used in public reports; provided, however that no information that could reveal the identity of any patient from the all payer claims database shall be made available to the public. To ensure that individual patients are not identified, the following data shall not be included in any transmission by a group health plan or health insurance issuer to the state or designated entity for the all payer claims database or in any source or draft information used to construct or populate the all payer claims database:

(1) Patient names;

(2) Patient street addresses;

- (3) All elements of patient birth dates, except year of birth;
- (4) Patient telephone numbers;
- (5) Patient facsimile numbers;
- (6) Patient electronic mail addresses;
- (7) Patient social security numbers;
- (8) Medical record numbers;
- (9) Health plan beneficiary numbers;
- (10) Patient account numbers;
- (11) Patient certificate/license numbers;
- (12) Vehicle identifiers and serial numbers including license plate numbers;
- (13) Device identifiers and serial numbers;
- (14) Web universal resource locators (URLs);
- (15) Internet protocol (IP) address numbers;
- (16) Biometric identifiers including fingerprints, voiceprints, and genetic code;
- (17) Full-face photographic images and any comparable images; or
- (18) Any other unique patient identifying number, characteristic, or code except encrypted index numbers assigned prior to the transmission by group health plans or health insurance issuers to the state or designated entity for the purpose of linking procedures by patient, provided a patient's identity cannot be known from the encrypted index number.

AND FURTHER AMEND by deleting from SECTION 3 the language "and eligibility" in § 56-2-125(f)(1)(A).

AND FURTHER AMEND by deleting from SECTION 3 the language "reflect national standards and" in § 56-2-125(f)(1)(C).